

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 04-10299-RGS

NEW ENGLAND)
WATERPROOFING, INC.,)
)
 Plaintiff)
)
 v.)
)
 DAVID DALESSANDRI,)
)
 Defendant)
)
)

**JOINT MOTION TO MODIFY
SCHEDULING ORDER**

NOW COME the parties, by and through counsel, and jointly move for a modification of the scheduling order to extend certain deadlines by a period of 90 days. In support of this Motion, the parties state as follows:

1. The Court entered an order on June 10, 2004, setting the following deadlines:

Completion of fact discovery	1/31/05
Dispositive motions	2/28/05
Expert designation	2/28/05

2. The parties have agreed that additional fact discovery is necessary, and request the following changes to the above schedule:

Completion of fact discovery	4/30/05
Dispositive motions	5/31/05
Expert designations	5/31/05
Designation of rebuttal experts	6/30/05

WHEREFORE, the parties request that the Court enter an order establishing the deadlines set forth in paragraph 2 above, or for such other or further relief as the Court may deem just or appropriate.

DATED this 31st day of January, 2005.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was sent, via U.S. mail, postage prepaid, this 31st day of January, 2005, to:

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/s/ Paul R. Johnson